

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: HIPP  
Serial No.: 09/620,106  
Filed: July 20, 2000  
Group No.: 2144  
Examiner: Tam T. Phan  
For: **WEB SERVER NETWORK SYSTEM AND METHOD**

**MAIL STOP AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

12/03/2004 AWONDAF1 00000024 09620106  
01 FC:1814

110.00 OP

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE  
PATENTING REJECTION (37 C.F.R. §1.321 (c)) AND  
CERTIFICATE UNDER 37 C.F.R. §3.73 (b)**

I, Joseph E. Horzepa, General Counsel and Secretary of RLX Technologies, Inc., 25231 Grogan's Mill Road, Suite 600, The Woodlands, Texas 77380, represent that RLX Technologies, Inc., is the assignee and the exclusive owner of the entire right, title and interest of, in and to application Serial No. 09/620,106, filed on July 20, 2000, for *Web Server Network System and Method*, as indicated at Reel/Frame 010989/0234 of the Assignment Records of the U.S. Patent and Trademark Office to-wit:

From: Christopher G. Hipp  
To: Rocketlogix, Inc.<sup>1</sup>  
A copy of which is attached hereto as Exhibit "A".

<sup>1</sup> Rocketlogix, Inc. changed its name to RLX Technologies, Inc., on February 16, 2001, as evidenced by the recordation documents, filed on April 12, 2001 and attached hereto as Exhibit "B".

That I have reviewed the evidentiary documents and certify that to the best of assignee's knowledge and belief, title is in the name of assignee seeking to take action; and that I am empowered to act on behalf of assignee.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. Furthermore, I declare that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the Application or any patent issuing thereon.

RLX Technologies, Inc., hereby disclaims the terminal part of any patent granted on the above-identified application, that would extend beyond the expiration date of U.S. Patent No. 6,411,506 granted June 25, 2002, also assigned to and owned by said RLX Technologies, Inc., as indicated by the Assignment Records of the U.S. Patent and Trademark Office at Reel/Frame 010989/0225.

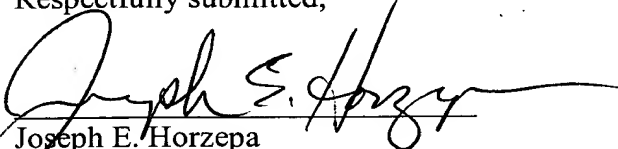
Assignee hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,411,506, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor or assigns.

Petitioner, however, does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration of the full statutory term of the above-referenced U.S. Patent No. 6,411,506, in the event that one or more of the following occurs: U.S. Patent No. 6,411,506, expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The \$110.00 fee required by 37 C.F.R. 1.20(d) is submitted herewith and believed to be correct. However, the Commissioner is hereby authorized to charge any underpayment or credit any overpayment of fees to Deposit Account No. 02-0384 of Baker Botts, L.L.P.

11/23/04  
Date

Respectfully submitted,

  
\_\_\_\_\_  
Joseph E. Horzempa  
General Counsel and Secretary  
RLX Technologies, Inc.

Attachments:    Exhibit "A" - Assignment of Rocketlogix, Inc.  
                     Exhibit "B" - Change of Name to RLX Technologies, Inc.

ATTORNEY DOCKET NO.  
067856.0104

PATENT APPLICATION  
USSN 09/620,106

**Exhibit “A”**  
(copy of Assignment to Rocketlogix, Inc.)

SEPTEMBER 28, 2000

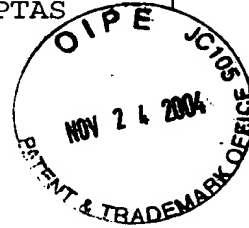
BAKER BOTTS L.L.P.  
KEVIN J. MEEK  
2001 ROSS AVENUE  
DALLAS, TX 75201-2980



06-756-0104  
**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

PTAS



\*101434658A\*

**UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/20/2000

REEL/FRAME: 010989/0234  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

**ASSIGNOR:**

HIPP, CHRISTOPHER G.

DOC DATE: 07/20/2000

**ASSIGNEE:**

ROCKETLOGIX, INC.  
5956 SHERRY LANE  
DALLAS, TEXAS 75225

SERIAL NUMBER: 09620106  
PATENT NUMBER:

FILING DATE: 07/20/2000  
ISSUE DATE:

TONYA LEE, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

08-16-2000

ATTORNEY DOCKET: 067856.0104

FORM PTO 1595

1-31-92



101434658

PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

## 1. Name and Address of Conveying Party(ies):

Christopher G. Hipp  
6242 Llano Avenue  
Dallas, TX 75214  
Individual Citizenship: United States of America

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

## 2. Name and Address of receiving Party(ies):

Name: RocketLogix, Inc.  
Internal Address:  
Street Address: 5956 Sherry Lane  
Dallas  
City: /  
Texas Zip: 75225  
State:

State of Incorporation: Delaware

Additional name(s) & Address(es) attached? ☐ Yes ☒ No

## 3. Nature of conveyance:

☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other

Execution Date: July 20, 2000

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: July 20, 2000

## A. Patent Application No.(s):

09620106

## B. Patent No.(s):

Additional Numbers ☐ Yes ☐ No

## 5. Name and address of party to whom correspondence concerning document should be mailed to:

Name: Kevin J. Meek  
Internal Address: BAKER BOTTS L.L.P.  
Street Address: 2001 Ross Avenue  
City: Dallas  
State: Texas Zip: 75201-2980

## 6. Total number of application and patents involved: One

## 7. Total Fee (37C.F.R. 3.41): \$40.00

☒ Enclosed  
☐ Authorized to be charged to deposit account

## 8. Deposit Account Number:

(Attach Duplicate Copy of this page if paying by deposit account)

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## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Luke K. Pedersen

Signature

July 20, 2000

Date

Total number of pages including cover sheet

3

OMB No. 0651-0011 (exp. 4/94)

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Mail documents to be recorded with required cover sheet information:

08/15/2000 DNGUYEN 00000278 09620106

01 FC:581

40.00 OP

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Washington, D.C. 20231

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**ASSIGNMENT**

**WHEREAS**, I, the undersigned single inventor, of residence as listed, having invented certain new and useful improvements as below entitled, for which application for United States Letters Patent is made, said application having been executed on the date set forth below; and

**WHEREAS**, RocketLogix, Inc. (hereinafter referred to as "Assignee"), a Delaware Corporation, with an address of 5956 Sherry Lane, Dallas, Texas 75225, desires to acquire my entire right, title and interest in and to the invention, and in and to the said application and any Letters Patent that may issue thereon;

**NOW, THEREFORE**, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I assign to Assignee, all right, title and interest in and to said invention and in and to said application and all patents which may be granted therefor, and all divisions, reissues, continuations, continuations-in-part and extensions thereof; and I hereby authorize and request the Commissioner of Patents and Trademarks to issue all patents for said invention, or patents resulting therefrom, insofar as my interest is concerned, to Assignee.

I also assign to Assignee, all right, title and interest to the invention disclosed in said application throughout the world, including the right to file applications and obtain patents, utility models, industrial models and designs for said invention in its own name throughout the world including all rights to publish cautionary notices reserving ownership of said invention and all rights to register said invention in appropriate registries; and I further agree to execute any and all powers of attorney, applications, assignments, declarations, affidavits, and any other papers in connection therewith necessary to perfect such right, title and interest in Assignee.

I will communicate to Assignee any facts known to me respecting any improvements; and, at the expense of Assignee, I will testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, continuation-in-part, reissue and substitute applications, make lawful oaths and declarations, and generally do everything possible to vest title in Assignee and to aid Assignee to obtain and enforce proper protection for said invention in all countries.

ATTORNEY DOCKET NO.  
067856.0104

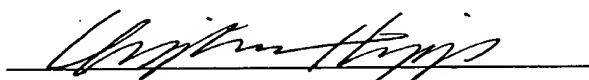
ASSIGNMENT

2

This Assignment shall be binding on the parties' successors, assigns and legal representatives.

Title of Invention: WEB SERVER NETWORK SYSTEM AND METHOD

Signature of Inventor:



Inventor's Name:  
Residence (City, County, State)

Christopher G. Hipp  
Dallas (Dallas), TX 75214

Date Assignment executed:

7. 20 . 00

Date Application executed:

7. 20 . 00



**Exhibit “B”**  
(copy of change of name to RLX Technologies, Inc.)

FORM PTO 1595  
1-31-92RECORDATION FORM COVER SHEET  
PATENTS ONLYU.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

## 1. Name and Address of Conveying Party(ies)

RocketLogix, Inc.  
5956 Sherry Lane  
Dallas, Texas 75225

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

## 2. Name and Address of receiving Party(ies):

Name: RLX Technologies, Inc.

Internal Address:

Street Address: 25231 Grogan's Mill Road, Suite 600

City: The Woodlands

State: Texas Zip: 77380

## 3. Nature of conveyance:

☐  
☐  
☐

Assignment

Security Agreement

Other

☐  
☒

Merger

Change of Name

Effective Date: February 20, 2001

Additional name(s) &  
Address(es) attached?☐

Yes

☒

No

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

## A. Patent Application No.(s):

SEE ATTACHED

## B. Patent No.(s):

Additional Numbers

☐

Yes

☒

No

## 5. Name and address of party to whom correspondence concerning document should be mailed to:

Name: Kevin J. Meek  
Internal Address: BAKER BOTTS L.L.P.  
Street Address: 2001 Ross Avenue, Suite 600  
City: Dallas  
State: Texas Zip: 75201-2980

## 6. Total number of applications and patents involved: Six (6)

## 7. Total Fee (37C.F.R. 3.41): \$240.00

☒  
☐

Enclosed

Authorized to be charged to deposit account

## 8. Deposit Account Number:

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## 9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Luke K. Pedersen

Signature

Date

4/12/01

Total number of pages including cover sheet

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OMB No. 0651-0011 (exp. 4/94)

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U.S. PATENT APPLICATION SERIAL NUMBERS:

09/620,105
09/620,106
09/620,409
09/625,002
09/620,107
09/620,108



# The State of Texas

*SECRETARY OF STATE*

**AMENDED CERTIFICATE OF AUTHORITY  
OF**

**RLX TECHNOLOGIES, INC.  
FORMERLY: ROCKETLOGIX, INC.**

The undersigned, as Secretary of State of Texas, hereby certifies that an application of the above named entity for an Amended Certificate of Authority to transact business in this state, has been received in this office and is found to conform to law.

ACCORDINGLY the undersigned, as Secretary of State, and by virtue of the authority vested in the Secretary by law, hereby issues this Amended Certificate of Authority to transact business in this state under the name of

**RLX TECHNOLOGIES, INC.**

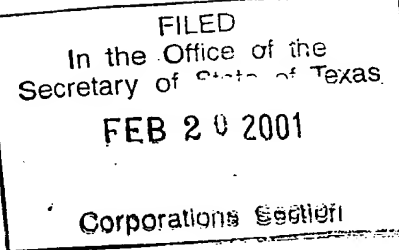
and attaches hereto a copy of the Application for such Amended Certificate.

Dated: February 20, 2001  
Effective: February 20, 2001



*Henry Cuellar*  
TEA

Henry Cuellar  
Secretary of State



**APPLICATION FOR AMENDED  
CERTIFICATE OF AUTHORITY  
OF**

**ROCKETLOGIX, INC.,  
A Delaware Corporation**

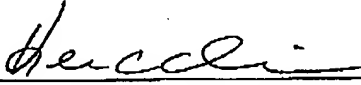
**(Changing its Name to RLX Technologies, Inc.)**

Pursuant to the provisions of Article 8.13 of the Texas Business Corporation Act, the undersigned corporation hereby applies for an Amended Certificate of Authority:

1. The name of the corporation as it currently appears on the records of the Secretary of State of Texas is RocketLogix, Inc. and its File Number is 0013267406.
2. A certificate of authority was issued to the corporation on May 24, 2000.
3. The corporation's name has been changed to RLX Technologies, Inc.
4. This application is accompanied by a certificate issued by the Secretary of State of Delaware evidencing the name change.

Executed on the 16<sup>th</sup> day of February, 2001

ROCKETLOGIX, INC.

  
Ken C. Chin - Vice President, Legal and General  
Counsel and Secretary

State of Delaware  
Office of the Secretary of State

PAGE 1

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "ROCKETLOGIX, INC.", CHANGING ITS NAME FROM "ROCKETLOGIX, INC." TO "RLX TECHNOLOGIES, INC.", FILED IN THIS OFFICE ON THE FOURTEENTH DAY OF FEBRUARY, A.D. 2001, AT 11 O'CLOCK A.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



Harriet Smith Windsor  
Harriet Smith Windsor, Secretary of State

3187725 8100

010073362

AUTHENTICATION: 0972068

DATE: 02-14-01

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